IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
CRIMINAL WRIT PETITION NO.67 OF 2007

Shri Vijaymull Sand & Anr. .... Petitioners
Vs.
The State of Maharashtra
& Ors. .... Respondents

Shri Madhukar Dalvi, Advocate, for the Petitioners.
Shri S.R. Borulkar, Public Prosecutor, for the State.
Sarvasri Shirish Gupte, Senior Advocate, with A.V. Doijode, Advocate, for the Respondent No.2.

CORAM: R.M.S. KHANDEPARKAR &
Smt. V.K. TAHILRAMANI, JJ.
DATED: SEPTEMBER 19, 2007

P.C:

The learned Public Prosecutor states that there is already an order passed by the concerned Magistrate in terms of Section 155(2) of the Code of Criminal Procedure, 1973 and accordingly the police will investigate into the complaint filed by the petitioners in exercise of powers under Section 155(3) of the said Code. In view of the said statement by the learned Public Prosecutor, which we accept, the grievance of the petitioners in the petition does not survive and the petition is accordingly disposed of. We make it clear that we have not expressed any opinion on any of the points sought to be raised in the petition. Consequently, the petition is disposed of with the above observations.

(Smt.V.K.Tahilramani, J.) (R.M.S.Khandeparkar, J.)

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